

United States District Court
For the Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DAVID COLE,

CASE NO. 5:12-cv-02086 EJD

Plaintiff(s),

**ORDER TO SHOW CAUSE RE:
SETTLEMENT**

v.

STATE OF CALIFORNIA DEPARTMENT
OF CORRECTIONAL SAFETY; et. al.,

Defendant(s).

The parties, having filed a Notice of Settlement on December 16, 2013 (see Docket Item No. 42), are ordered to appear before the Honorable Edward J. Davila on **February 7, 2014, at 10:00 a.m.** in Courtroom No. 4, 5th Floor, United States District Court, 280 South First Street, San Jose, California, 95113, to show cause why the case should not be dismissed pursuant to Federal Rule of Civil Procedure 41(b). On or before **January 31, 2014**, the parties shall file a joint statement in response to the Order to Show Cause setting forth the status of settlement efforts as well as the amount of additional time necessary to finalize and file a dismissal.

The Order to Show Cause shall be automatically vacated and the parties relieved of the obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil Procedure 41(a) is filed on or before **January 31, 2014**.

All other pretrial deadlines and hearing dates are VACATED and any pending motions are TERMINATED. Failure to comply with any part of this Order will be deemed sufficient grounds to dismiss the action.

IT IS SO ORDERED.

Dated: December 17, 2013


EDWARD J. DAVILA
United States District Judge